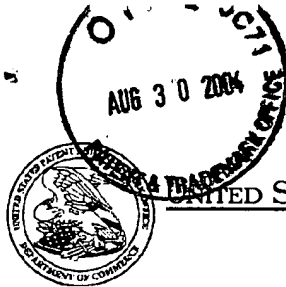


JFW



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/722,379 | 11/24/2003 | | T5986.PCT.US.B |

CONFIRMATION NO. 4634

20450
 ALAN J. HOWARTH
 P.O. BOX 1909
 SANDY, UT 84091-1909

FORMALITIES LETTER



OC000000011988067

Date Mailed: 02/27/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

~~08/30/2004 HLE333 00000032 10722379~~

FILED UNDER 37 CFR 1.53(b)

| | |
|-----------------------|----------------------|
| 01 FC:2001 | 385.00 OP |
| 02 FC:2201 | 129.00 OP |
| 03 FC:2051 | 65.00 OP |
| 04 FC:2251 | 740.00 OP |

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 1-5, 7.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

08/30/2004 HLE333 00000033 10722379

01 FC:2001

385.00 OP

03 FC:2051

65.00 OP

- Additional claim fees of **\$258** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

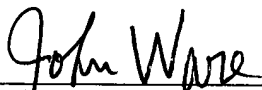
SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1158** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$258**
 - **\$258** for 3 independent claims over 3.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Attorney Docket No. T5986.PCT.US.B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: NATALYA RAPOPORT)
)
TITLE: METHOD OF IN VIVO DRUG)
)
TARGETING TO SOLID)
)
TUMORS VIA)
)
ACOUSTICALLY TRIGGERED)
)
DRUG DELIVERY IN)
)
POLYMERIC MICELLES)
)
SERIAL NO.: 10/722,379)
)
FILED: November 24, 2003)
)
EXAMINER: _____)
)
ART UNIT: 1617)

RESPONSE TO NOTICE TO
FILE MISSING PARTS OF
NONPROVISIONAL
APPLICATION

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

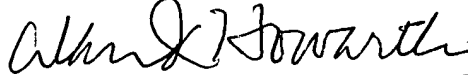
Sir:

In response to the Notice to File Missing Parts of
Nonprovisional Application mailed February 27, 2004, applicant
responds as follows:

 X Small Entity Status is hereby claimed.
 X Pursuant to 37 C.F.R. 1.136(a), it is respectfully
requested that the shortened statutory period which

Certificate of Deposit Under 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the 26th day of August, 2004.


Alan J. Howarth
Attorney Registration No. 36,553

~~00 FC:~~
~~08/30/2004 HLE333 00000032 10722379~~

01 FC:2001 ~~385.00 OP~~
02 FC:2201 ~~129.00 OP~~
03 FC:2051 ~~65.00 OP~~
04 FC:2254 ~~740.00 OP~~

08/30/2004 HLE333 00000033 10722379

740.00 OP

04 FC:2254

was set for responding to the communication dated February 27, 2004, be extended for four months until August 27, 2004.

Please find enclosed herewith the following items for filing in the United States Patent and Trademark Office in connection with the above-identified patent application:

- i. Declaration executed by the inventor Natalya Rapoport;
- ii. Eleven (11) sheets of replacement drawings;
- iii. Copy of the Notice to File Missing Parts of Application-Filing Date Granted; and
- iv. A completed Form PTO-2038 authorizing the Commissioner to charge the indicated credit card \$1319.00 to cover the filing fee for the above-identified application, the fee for a four-month extension of time, and the surcharge fee pursuant to 37 C.F.R. § 1.16(e). These fees have been calculated as follows:

| | | |
|---|---|-----------|
| Basic filing fee for a Small Entity | = | \$385.00 |
| 3 Independent Claims in excess of 3 (x \$43) | = | \$129.00 |
| Surcharge fee for a Small Entity | = | \$ 65.00 |
| Fee for a 4-month extension of time | = | \$740.00 |
| TOTAL | = | \$1319.00 |

Please debit any additional fees, or credit any overpayment, to Deposit Account No. 50-0836.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or to credit any overpayment to Deposit Account No. 50-0836.

- ☒ Any additional filing fees required under 37 C.F.R. § 1.16.
- ☒ Any patent application processing fees under 37 C.F.R. § 1.17.

The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 50-0836.

- ☒ Any patent application processing fees under 37 C.F.R. § 1.17.
- ☐ The issue fee set in 37 C.F.R. § 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).
- ☒ Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims.

Please direct all future correspondence in connection with
this application to:

Customer No. 20450

Please direct all telephonic and facsimile communications to:

Alan J. Howarth

Telephone: (801) 255-5335
Facsimile: (801) 255-5338

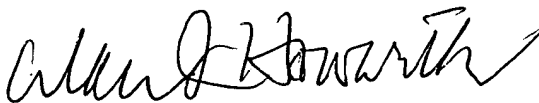
Please reference the below provided attorney docket number in
all communications:

T5986.PCT.US.B

Please address all future correspondence in connection with
this case to the attention of the undersigned.

Dated this 26th day of August, 2004.

Respectfully submitted,



Alan J. Howarth
Attorney Registration No. 36,553

Clayton, Howarth & Cannon, P.C.
P.O. Box 1909
Sandy, Utah 84091
Telephone: (801) 255-5335
Facsimile: (801) 255-5338

AJH/kdl

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